

HEARING SCHEDULE

Hearings set for Wednesday, August 19, 2015

Type of Hearing	Name of Entity	Time	Class
1) Show Cause	Jon D Jindra "Shooters Bar and Grill" 300 West P Street Lincoln NE 68528	10:00	C-111057

why the license should not be suspended, cancelled or revoked for failure to pay hearing costs of \$25.00 assessed in Commission Order dated April 2, 2015, in violation of 237-LCC1-008 of the Rules and Regulations of the Nebraska Liquor Control Commission

SUSPEND ONE (1) DAY

2) Application Local Denial & Show Cause	Ornelas Inc. "La Cocina Mexican Restaurant" 2418 N Webb Road, Suite A Grand Island NE 68803	10:00	I-112989
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whether or not the application should be approved and a license issued due to character and reputation and possible falsification of the application, i.e., hidden ownership

DENIED

3) Show Cause	Headquarters LLC "Headquarters" 234 E 4th Street Minden NE 68959	10:00	C-112977
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why the application should not be denied and a license issued due to character and reputation, i.e., Matthew J Cavanaugh disclosed the following:

- 4/77 MIP
- 5/78 Speeding
- 1999-2005 Speeding

David Olsen disclosed the following:

- 10/14 Speeding
- 12/13 DUI (speeding)

Additionally, applicant is requesting a waiver of 237-LCC6-019.01S of the Rules and Regulations of the Nebraska Liquor Control Commission.

APPROVED

4) Show Cause	Kesalav LLC "Overtime Bar & Grill" 1609 Q Street Aurora NE 68818	10:00	CK-74345
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why the license should not be suspended, cancelled or revoked due to character and reputation, i.e., licensee, Stanley Valasek, self-reported the following:

- 2/15 - DUI

SUSTAIN SHOW CAUSE AND PLACE CONDITION ON LICENSE OF NO PERSONAL ALCOHOL VIOLATIONS AGAINST STANLEY VALASEK FOR ONE YEAR FROM DATE OF ORDER

5) Show Cause	Kastl LLC "The Kastl" 210 2 nd Street Bruno NE 68014	11:15	C-912101
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why the application for license should not be denied due to character and reputation and falsification of the application, i.e., applicant Misty Kastl disclosed the following:

- 3/05 – Theft
- 9/05 – Theft
- 12/05 – Theft

However, applicant failed to disclose a 2009 conviction for conceal merchandise.

APPROVED SUBJECT TO AMENDING APPLICATION

6) Show Cause	White Elephant LLC "Mai Thai II" 2279 S 67 Street, Suite B Omaha NE 68106	1:15	I-97692
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why the license should not be suspended, cancelled or revoked for failure to submit new manager's application, in violation of 237-LCC2-009 of the Rules and Regulations of the Nebraska Liquor Control Commission

CANCEL

7) Show Cause	YZ GYZ LLC "The Filling Station" 217 E Stolley Park Road, Suite N Grand Island NE 68801	1:15	C-113025
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whether the application should be approved and a license issued due to character and reputation and possible falsification of the application, i.e., James Rayburn, 75% owner, disclosed the following:

- 3/99 – Dog at large
- 10/99 – Speeding
- 8/08 – No vaccination – dog
- 1/11 – Dog at large
- 1/11 – Stop/Yield/seatbelt

Investigator has concerns about who is actually going to manage the operations of the business. Tyson Juhl, listed as 25% owner on this application, previously held a liquor license in Wood River, Nebraska. Such license in Wood River, Nebraska, has been surrendered. Tyson Juhl then applied for a liquor license in Grand Island, Nebraska, however, such application was withdrawn. Application was then filed by Tyson Juhl for this same location in Grand Island and was denied by the Commission. Furthermore, local governing body has approved this most recent application with conditions.

APPROVED WITH CONDITIONS

8) Disturbance (Formal Hearing)	BSR Inc. "The Office" 640 W Prospector Ct Lincoln NE 68522	1:15	CK-104030
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CONTINUED

9) Show Cause	Rodriguez Restaurant Inc. "Premier Night Club" 111 E 6 Street Lexington NE 68850	2:30	I-54968
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why the license should not be suspended, cancelled or revoked for failure to operate the license for a total of thirty continuous days or sixty total days in violation of 237-LCC6-020.03 of the Rules and Regulations of the Nebraska Liquor Control Commission

DISMISSED

HEARING SCHEDULE

Hearings set for Thursday, August 20, 2015

Type of Hearing	Name of Entity	Time	Class
10) Mandatory Meeting	Kurt T Kontor "501 Bar & Grill" 501 West A Street, Suite 104 Lincoln NE 68522	9:00	CK-99225

regarding the following incidents which occurred on March 9, 2015, at the premises:

- Sale to Minor
- Serve/Sale to Intoxicated

11) Purchase from non-wholesaler (Formal Hearing)	Caribbean Delights Inc. "Caribbean Delights" 2304 N 72 Street Omaha NE 68134	9:00	C-74942
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FOUND GUILTY. SUSPEND FIVE (5) DAYS

12) Purchase from non-wholesaler (Formal Hearing)	Curri Inc. "Curri" 1028 S 74 Plaza Omaha NE 68114	9:00	I-96895
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PLEAD GUILTY. SUSPEND SEVEN (7) DAYS

13) Show Cause	Kinseth Hotel Corporation "Home 2 Suites" 17889 Chicago Street Omaha NE 68118	9:00	I-110038
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whether the application should be approved and a license issued, i.e., outdoor area does not meet guidelines of 237-LCC2-012.07 of the Rules and Regulations of the Nebraska Liquor Control Commission.

APPROVED, EXCLUDING OUTDOOR AREA

14) Show Cause	Foxhole LLC "Foxhole" 1912 Central Avenue Kearney NE 68847	10:15	I-113003
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why the application should not be denied and a license issued due to character and reputation and falsification of the application, i.e., applicant Nickolas Fox disclosed the following:

- 11/05 – DWI
- 11/10 – DWI

However, applicant failed to disclose the following:

- 2004 – Maintaining disorderly house (dismissed)
- 12/04 – MIP
- 1/05 – Refusal to comply with police
- 2/06 – DUI
- 9/06 – Littering
- 3/08 – Disorderly house
- 12/08 – Open Container in Motor Vehicle
- 9/09 – Urinating in public
- 3/11 – Criminal Mischief (reduced to Disturbing the Peace)
- 7/11 – No Registration and not wearing Seat Belt
- 12/11 – Trespassing
- 11/14 – Disobeying a traffic control device
- 3/15 – Assault & Disturbing the Peace

Furthermore, whether applicant is eligible to hold a liquor license under 53-125 of the Nebraska Statutes.

Additionally, Investigator has requested this show cause hearing based upon applicant not disclosing all violations and based upon character and reputation of applicant.

DENIED

15) Failure to produce records on demand (Formal Hearing)	George J Beckby "The Tank" 101 N Denver Hastings NE 68901	10:15	C-55128
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DISMISSED

16) Show Cause	Anderson Restaurant Group LLC "Baela Rose" 4919 Underwood Avenue Omaha NE 68132	10:15	I-112987
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why the application should not be denied and a license issued due to character and reputation, i.e., applicant Rose Anderson disclosed the following:

- 5/04 Liquor – Minor Sell, Dispense, Possess
- 8/05 Marijuana, Possess 1 oz./less

Kyle P. Anderson disclosed the following:

- 3/01 DUI
- 9/00 Liquor – Minor Sell, Dispense, Possess
- 3/00 Carry Concealed Weapon – not gun

Furthermore, whether Kyle P. Anderson is eligible to hold a liquor license under 53-125 of the Nebraska Statutes.

APPROVED

17) Show Cause	Boone County Raceway LLC "Boone County Raceway" 100 W Fairview Albion NE 68620	10:15	A-112122
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why the application should not be denied and a license issued due to character and reputation, i.e., applicant Ronald L. Sutton disclosed the following:

- 1989 – MIP
- 1990 – 3rd Degree Assault
- 2005 – Insufficient Fund Check
- 2009 – Violate Motor Carrier Safety Regulations

Furthermore, whether applicant is eligible to hold a liquor license under 53-125 of the Nebraska Statutes.

DENIED

18) Show Cause	Crestwood Investments LLC "Crestwood BevMart" 1420 S 60 Street Omaha NE 68106	11:30	D-112125
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whether the application should be approved and a license issued, i.e., Investigator has concerns about the building having two businesses sharing the same entry/exit door. Additionally, local governing body has approved with conditions

CONTINUED

19) Show Cause	TYG Corporation Inc. "Downtown Food Mart" 318 S 16 Street Omaha NE 68102	1:15	D-97843
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why the license should not be suspended, cancelled or revoked for failure to comply with a specific order of the Commission as set forth in Commission Order dated June 28, 2012, in violation of 237-LCC1-005.01 of the Rules and Regulations of the Nebraska Liquor Control Commission

CHANGE EXISITING CONDITION

20) Show Cause	DE Anderson Inc. "Scorz Sports Center" 7602 Main Street Ralston NE 68127	1:15	C-34999
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why the license should not be suspended, cancelled or revoked due to character and reputation, i.e., manager Carrie Anderson was convicted of Attempted Delivery, Class I Misd., on January 5, 2015. Furthermore, such conviction renders eligibility under 53-125 of the Nebraska Statutes. Additionally, that the licensee filed a false renewal application, in violation of Neb. Rev. Stat. Sec. 53-131.01.

DISMISSED

21)	1. Refilling	Todorovich Management Company	1:15	C-97046
	2. Purchase from	"Starsky's"		
	non-wholesaler	7812 F Street		
	(Formal Hearing)	Omaha NE 68127		

PLEAD GUILTY. SUSPEND TWENTY (20) DAYS WITH CONDITION OF NO VIOLATIONS FOR ONE (1) YEAR FROM DATE OF ORDER. PAY PENALTY & INTEREST WITHIN THIRTY (30) DAYS FROM DATE OF ORDER.